

11/16/05



FEES TRANSMITTAL

Total Amt of Payment (1) + (2) + (3) = 0

METHOD OF PAYMENT (check one)

- Authorization is hereby granted to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 04-1406.
- Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.
- Any patent application processing fees under 37 C.F.R. §1.17

Any extensions of time that are required to maintain this application in a pending status, if not included herewith, are hereby requested. Authorization is hereby granted to charge such extension fees to Deposit Account No. 04-1406. Two copies of this transmittal are enclosed for accounting purposes.

Payment enclosed: \$0.00

FEE CALCULATION

1. BASIC FILING, SEARCH AND EXAM. FEES

| | Filing | Search | Exam | Fee |
|---------|---------------------|--------|------|-----|
| Utility | | | | 0 |
| Design | | | | |
| Plant | | | | |
| Reissue | | | | |
| | SUBTOTAL (1) | | | \$0 |

2. Claims Fees

| # of Claims - Paid | Extra Claims | Fee/Claim | Fee | | SUBTOTAL (3) | \$ |
|--------------------|-----------------|-----------|-----|-----|--------------|----|
| Total Claims | 9 - 13 = (a) | 0 | 50 | \$0 | | |
| Indep Claims | 3 - 3 = (b) | 0 | 200 | \$0 | | |

Multiple Dependent Claim Fee

- (a) Enter 20 or number previously paid for
 (b) Enter 3 or number previously paid for

SUBTOTAL (2) \$0

Application Number: 10/017,471

Filing Date: October 23, 2001

First Named Inventor: Erik Takano, et al.

Title: Antibiotic Production

Attorney Docket Number: 0380-P02329US1

3. ADDITIONAL FEES

| Fee Description | Fee Paid |
|--|----------|
| Surcharge-late filing fee or oath | |
| Application Size Fee | |
| For filing a request for reexamination | |
| Extension for response within one month | |
| Extension for response within second month | |
| Extension for response within third month | |
| Extension for response within fourth month | |
| Notice of Appeal | |
| Filing a brief in support of an appeal | |
| Request for oral hearing | |
| Petition to revive unintentionally abandoned application | |
| Issue Fee | |
| Advance Orders | |
| Publication Fee | |
| Petitions to the Commissioner | |
| Petitions related to provisional applications | |
| Submission of Information Disclosure Stmt. | |
| Recording each patent assignment per property | |
| Other fee (specify) | |

Submitted By: Robert C. Netter, Jr. Ph.D. Reg. Number 56,422

Signature Robert C. Netter, Jr. Date November 18, 2005 Deposit Account User ID 04-1406



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: Nashaat T. Nashed
Eriko Takano et al.) Art Unit: 1656
Serial No. 10/017,471) Our File No.: 0380-P02329US1
Filed: October 23, 2001)
For: "Antibiotic Production")

Certification of Mailing Under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited on November 18, 2005 with the United States Postal Service as first class mail in an envelope addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

Caren Burgoon
Caren Burgoon

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER

37 C.F.R. §1.111

Introductory Comments

In response to the Official Action dated August 18, 2005, please amend the above-identified patent application as follows: